

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

JOSEPH MATTHEW BORDERS,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.


Case No. 2:13-cv-1093
Crim. No. 2:07-cr-0086
Judge Marbley
Magistrate Judge King

ORDER

On October 16, 2014, the Magistrate Judge recommended that this action be transferred to the United States Court of Appeals for the Sixth Circuit as a successive petition. *Report and Recommendation*, ECF 163. Although the parties were advised of the right to object to the *Report and Recommendation*, and of the consequences of failing to do so, no objections have been filed.

The *Report and Recommendation*, ECF 163, is **ADOPTED** and **AFFIRMED**. This action is hereby **TRANSFERRED** to the United States Court of Appeals for the Sixth Circuit, as a successive petition under 28 U.S.C. § 2255, for authorization pursuant to 28 U.S.C. § 1631.

The Clerk shall remove the *Motion to Vacate*, ECF 159, from the Court's pending motions list.



ALGENON L. MARBLEY
United States District Judge